

FILED

JAN 27 2006

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RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

8 Attorneys for Plaintiff UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11
12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 JING SHAN ZHOU, et al.,

16 Defendants.
17
18

No.: CR 05-00632 MHP

STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING
SENTENCING HEARINGS

19 With the agreement of the parties, the Court enters this Order continuing the sentencing
20 hearings of Defendants Jing Shan Zhou and Qing Zhou from Monday, February 6, 2006, at
21 9:00 a.m., to Monday, February 13, 2006, at 9:00 a.m.

22 The parties agree, and the Court finds and holds, as follows:

23 1. On December 5, 2006, Defendants entered guilty pleas before the Court. At the
24 request of the parties, the Court set expedited sentencing hearings for the Defendants on
25 February 6, 2006, at 9:00 a.m.

26 2. Undersigned counsel for the United States is unavailable on the presently
27 scheduled sentencing date, since he will be out of the country on February 6, 2006. Although
28 another attorney for the Government could ordinarily appear for the United States at sentencing,

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1 the parties prefer that undersigned Government counsel be present at the sentencing due to the
2 delicate nature of the plea negotiations that preceded the disposition in this case.

3 3. Apart from the foregoing, the parties note that Pre-Sentence Reports have not
4 yet been finalized in this case. The parties have been working diligently with U.S. Probation to
5 ensure that Pre-Sentence Reports are prepared for the Defendants on an expedited basis. As of
6 the date of this stipulation, however, the parties have not yet received draft Pre-Sentence Reports
7 for review. Last week, Probation informed the United States that it intended to complete the
8 Reports in short order. However, given that the parties will require a reasonable amount of time
9 to file sentencing memoranda with the Court, the parties now view February 13, 2006 as a more
10 realistic sentencing date than February 6, 2006.

11 4. Given the foregoing, the parties request that the sentencing hearings for both
12 Defendants be continued from Monday, February 6, 2006, at 9:00 a.m., to Monday,
13 February 13, 2006, at 9:00 a.m., provided that said date is available on the Court's calendar.
14 Probation does not object to the requested continuance.

15 5. The parties note that Defendant Qing Zhou will require the assistance of a court-
16 certified Mandarin interpreter on February 13, 2006, as was the case during her prior court
17 appearances.

18 SO STIPULATED.

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20 DATED: __JANUARY 24, 2006__

/S/ ROBERT HARTMANN for _____
STANLEY L. FRIEDMAN
Attorney for Defendant Jinh Shan Zhou

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22
23 DATED: __JANUARY 23, 2006__

/S/ ED SWANSON _____
ED SWANSON
Attorney for Defendant Qing Zhou

24
25
26 DATED: __JANUARY 23, 2006__

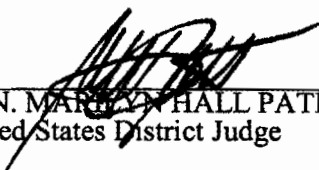
/S/ EDWARD TORPOCO _____
EDWARD TORPOCO
Assistant United States Attorney

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28 STIPULATION AND ORDER
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1 In light of the foregoing facts, and with the consent of the parties, the Court hereby
2 continues the sentencing hearings for Defendants Jing Shan Zhou and Qing Zhou from Monday,
3 February 6, 2006, at 9:00 a.m., to Monday, February 13, 2006, at 9:00 a.m.

4 PURSUANT TO STIPULATION, IT IS SO ORDERED.

5
6 DATED: 1/26/06


7 HON. MARILYN HALL PATEL
United States District Judge